No. 78. VON MOLTKE *v.* GILLIES, SUPERINTENDENT. Certiorari, 342 U. S. 810, to the United States Court of Appeals for the Sixth Circuit. Argued January 28, 1952. Decided April 21, 1952. *Per Curiam:* Judgment affirmed by an equally divided Court. MR. JUSTICE CLARK took no part in the consideration or decision of this case. *G. Leslie Field*, acting under appointment by the Court, argued the cause and filed a brief for petitioner. *Beatrice Rosenberg* argued the cause for respondent. With her

on the brief were *Solicitor General Perlman* and *Assistant Attorney General McInerney*. Reported below: 189 F. 2d 56.